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INTELLECTUAL PROPERTY LAW

To:	U.S. Patent & Trademark Office	From:	Ronald E. Smith
Attn:	Arlen Soderquist - Art Unit 1743	Client:	1372.220.PRWOUS
Fax:	(703) 872-9310	Pages:	19 including coversheet
Phone:	(571) 272-1265	Date:	December 22, 2004
Re:	USSN: 09/763,419	CC:	

☐ Urgent    ☒ For Review    ☐ Please Comment    ☐ Please Reply    ☐ Please Recycle

Dear Examiner Soderquist:

In response to the Notice of Non-Compliant Amendment mailed on December 15, 2004, we enclose the following:

- 1) Amendment Transmittal with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated December 22, 2004 - (2 pages);
- 2) Copy of Notice of Non-Compliant Amendment (2 pages); and
- 3) Non-Complaint Amendment with Certificate of Facsimile Transmission under 37 CFR 1.8(a) dated December 22, 2004 (4 pages).

Very respectfully,

Ronald E. Smith  
Reg. No. 28,761

The documentation accompanying this transmission contains information from the Law Office of Smith & Hopen, P.A., which is confidential and/or privileged. The information is intended only for the use of the individual or entity named on this sheet. If you are not the intended recipient, you are hereby notified that any disclosure, copying, distribution, or the taking of any action in reliance upon the contents of this telecopied information is strictly prohibited. If you have received this transmission in error, please notify us by telephone immediately, so that we can arrange for the return of the original documents to us at no cost to you.

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Application No. : 09/763,419 Confirmation No.: 6244  
Applicant: : Abdul Malik  
Filed: : 07/19/2001  
Art Unit : 1743  
Examiner : Arlen Soderquist  
  
Docket No. : 1372.220.PRWOUS  
Customer No. : 21901  
For : Capillary Column and Method of Making

Faxed to Technology Center 1700 at (703) 872-9310  
Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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**RESPONSE TO NOTICE OF NON-COMPLIANT  
AMENDMENT TRANSMITTAL**

1. Transmitted herewith is an amendment for this application.

**STATUS**

2. Applicant is an independent inventor. A statement was already filed.

**EXTENSION OF TERM**

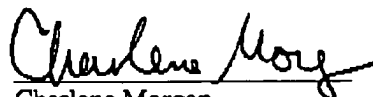
3. The proceedings herein are for a patent application and the provisions of 37 C.F.R. 1.136 apply. Applicant believes that no extension of term is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition for extension of time.

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**CERTIFICATE OF FACSIMILE TRANSMISSION**  
(37 C.F.R. 1.8(a))

I HEREBY CERTIFY that this response to Notice of Non-Compliant Amendment is being transmitted by facsimile to the United States Patent and Trademark Office, Art Unit 3673, Attn: Michael Safavi, (703) 872-9326 on December 22, 2004

Dated: December 22, 2004

  
Charlene Morgan

(Amendment Transmittal—page 1)

**FEE FOR CLAIMS**

4. The fee for claims (37 C.F.R. 1.16(b)-(d)) has been calculated as shown below:

(Col. 1)			(Col. 2)	(Col. 3) SMALL ENTITY		
Claims Remaining After Amendment			Highest No. Previously Paid For	Present Extra	Rate	Addit. Fee
Total	19	Minus	20	= 0	x \$9 =	\$0
Indep.	3	Minus	3	= 0	x \$43 =	\$0
First Presentation of Multiple Dependent Claim					+ \$145 =	\$0
Total					Addit. Fee	\$0

- \* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.
  - \*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 1) is less than 20, enter "20".
  - \*\*\* If the "Highest No. Previously Paid For" IN THIS SPACE (Column 2, Row 2) is less than 3, enter "3".
- The "Highest No. Previously Paid For" (Total or Indep.) is the highest number found in the appropriate box in Col. 1 of a prior amendment or the number of claims originally filed.


No additional fee for claims is required.

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Very respectfully,

Reg. No. 28,761  
Tel. No.: (727) 507-8558

  
Ronald E. Smith  
Smith & Hopen, P.A.  
15950 Bay Vista Drive, Ste. 220  
Clearwater, FL 33760

(Amendment Transmittal—page 2)

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : 09/763,419 Confirmation No. 6244  
Applicant : Abdul Malik  
Filed: : 07/19/2001  
TC/A.U. : 1743  
Examiner : Arlen Soderquist  
Docket No. : 1372.220.PRCWOUS  
Customer No. : 21,901  
For : Capillary Column and Method of Making

Faxed to Technology Center 1700 at (703) 872-9310  
Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Dear Sir:

In response to the Notice of Non-Compliant Amendment mailed on December 14, 2004, having a shortened statutory period for response set to expire January 14, 2005, the following amendment document is submitted containing only the "Amendment to the claims" section in accordance with 37 CFR 1.121.